

NOV 29 2005

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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TO: Commissioner for PatentsFax No: 571-273-8300Pages (including cover page): 3Date: November 29, 2005FROM: Keith R. Haupt, Esq.  
Reg. No. 37,638Re: This fax includes: Response to Restriction Requirement

Serial No.: 10/680,364  
Filed: October 7, 2003  
Group Art Unit: 3653  
Applicant: Charles A. Miller

Title: CARTON WITH DISPENSER  
Conf. No.: 4643  
Our Ref.: RWZ-78U

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the  
Commissioner for Patents, Art Unit 3653 at facsimile telephone  
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Lisa L. TuckerDate 11/29/05

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*Lisa L. Tucker* 11/29/05  
Lisa L. Tucker Date

Serial No.: 10/680,364  
Filed: October 7, 2003  
Group Art Unit: 3653  
Applicant: Charles A. Miller  
Title: CARTON WITH DISPENSER  
Conf. No.: 4643

Cincinnati, Ohio 45202

November 29, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Response to Restriction Requirement**

This is responsive to the Office Action dated November 16, 2005 which included a restriction requirement between the species of Figs. 1-5, Figs. 6-8 and Figs. 9-10. Applicant hereby elects the species of Figs. 1-5 without traverse for prosecution in this application.

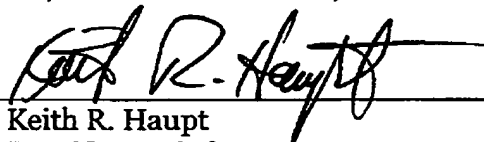
Appl. No. 10/680,364  
Amdt. dated November 29, 2005  
Page 2 of 2

If the Examiner has any questions about this election or the claims associated with the species of Figs. 1-5, the Examiner is asked to telephone the undersigned attorney for prompt resolution.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

BY



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